

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK

DEMETRIUS HILL,)
)
Plaintiff,)
)
-vs-)Case Number
)CV-06-cv-126-JS-MLO
)
PAUL LAIRD, et al.,)
)
Defendants.)

C A P T I O N

THE DISCOVERY DEPOSITION OF DEMETRIUS HILL, taken pursuant to Notice before R. Keith Kennedy, a Notary Public for the State of Alabama at Large, on the 23rd day of December 2009, beginning at approximately 10:14 a.m., at the law Federal Correctional Institute Talladega, 565 East Renfroe Road, Talladega, Alabama; said deposition taken pursuant to the Federal Rules of Civil Procedure.

1 A Oh, okay.

2 Q -- are there -- is there anything
3 in here that you'd like to tell me --

4 A In form or substance?

5 Q Right. That may not be correct
6 that you just want to let us know, that's
7 all.

8 It's not a trick question. I'm
9 just asking, you know, if there's anything
10 in here you'd like to change. That's all.

11 A Based on -- at this time that I
12 can -- that I see --

13 Q Right.

14 A -- or that jumps out at me right
15 now would be, you know, skimming through
16 it, no.

17 Q You've filed this complaint
18 against eight defendants. I'll name them
19 off. You don't include their full names,
20 but I have the names. I'll read them into
21 the record just so we have them.

22 Warden Paul Laird.

23 Associate Warden Jud Clemens.

1 Captain Rick Schoenfelder.

2 Lieutenant Frank Maldonado.

3 Case Manager Patrick McFarland.

4 DHO is disciplinary hearing

5 officer; is that right?

6 A That's correct.

7 Q Daniel Garcia.

8 Correctional officer -- CO is

9 correctional officer; right?

10 A That's correct.

11 Q Terrell Wheelless.

12 And CO Gregory Henderson; is that
13 right?

14 A That is correct, sir.

15 Q Those are the defendants you are
16 intending on naming in this lawsuit?

17 A At this time that is correct,
18 sir.

19 Q At the time you filed this
20 lawsuit, were these all employees at the
21 MDC?

22 A That is correct, sir.

23 Q And that's how you first became

1 Q You've raised a number of
2 allegations regarding Hughes; right?

3 A Yeah.

4 Q About not cleaning up your cell,
5 calling you "Peaches", the harassment.

6 A No. He wanted me to call him
7 "Peaches".

8 Q He is not a defendant in this
9 lawsuit, is he?

10 A Unfortunately.

11 Q Why do you mention Hughes in this
12 case?

13 A In the lawsuit?

14 Q Yeah.

15 A Because I meant to name him. And
16 I was actually surprised that I didn't name
17 him. And I think that the person I had
18 type it up may have inadvertently missed
19 his name.

20 Q Maybe she couldn't read your
21 handwriting.

22 A Is it that bad?

23 Q Sorry.